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Mail Stop Appeal Brief - Patents - Commissioner for Patents	USPTO	(571) 273-8300	

Date	Client/Matter Number
December 22, 2005	211465-00491
From	Attorney Number
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Total number of pages, including cover letter: pages  
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17 pages

### Comments

RE: Patent Application No.: 09/909,248

Filing Date: July 19, 2001

Title: Structure and Method for Controlling a Host Computer Using a Remote Hand-held Interface Device

First Named Inventor: Banerjee, et al.

Confirmation No.: 9312

Please file the attached:

Transmittal Form (1 p.)

Fee Transmittal Form (1 p.)

Response to Notification of Non-Compliance Appeal Brief (2 pp.)

Applicant's Brief on Appeal (10 pp.)

Petition for Extension of Time (1 p.) in duplicate

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PTO/SR/21 (09-04)

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<b>TRANSMITTAL FORM</b>  <small>(to be used for all correspondence after initial filing)</small>	Application Number	09/909,249
	Filing Date	July 19, 2001
	First Named Inventor	Browe R. Banegas
	Art Unit	2672
	Examiner Name	Bner, Jeffery A
Total Number of Pages in This Submission	Attorney Docket Number	211465-00491

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ENCLOSURES (Check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input checked="" type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): <i>Response to Notification of Non-Compliant Appeal Brief</i> <i>Applicant's Brief on Appeal</i>
Remarks _____		
SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT		
Firm Name	Katten Muchin Rosenman LLP	
Signature	<i>John S. Paniguas</i>	
Printed name	John S. Paniguas	
Date	12-22-05	Reg. No. 31,051

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Signature	<i>Janelle A. Wiggins</i>
Typed or printed name	Janelle A. Wiggins
Date	12-22-05

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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Effective on 12/08/2004  
Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).

# **FEE TRANSMITTAL**

## **For FY 2005**

☐ Applicant claims small entity status. See 37 CFR 1.27

**TOTAL AMOUNT OF PAYMENT (\$)** \$450.00

### **Complete if Known**

Application Number **09/909,248**  
Filing Date **July 19, 2001**  
First Named Inventor **Biswa R. Banerjee**  
Examiner Name **Brier, Jeffery A.**  
Art Unit **2872**  
Attorney Docket No. **211465-00491**

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### **METHOD OF PAYMENT (check all that apply)**

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For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

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☒ Charge any additional fee(s) or underpayments of fee(s) ☒ Credit any overpayments

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### **FEE CALCULATION**

#### **1. BASIC FILING, SEARCH, AND EXAMINATION FEES**

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	
Utility	300	150	500	250	200	100	
Design	200	100	100	50	130	65	
Plant	200	100	300	150	160	80	
Reissue	300	150	500	250	600	300	
Provisional	200	100	0	0	0	0	

#### **2. EXCESS CLAIM FEES**

##### **Fee Description**

	Fee (\$)	Small Entity Fee (\$)
Each claim over 20 (including Reissues)	50	25
Each independent claim over 3 (including Reissues)	200	100
Multiple dependent claims	360	180

**Total Claims** **Extra Claims** **Fee (\$)** **Fee Paid (\$)**

- 20 or NP = \_\_\_\_\_ x \_\_\_\_\_ = \_\_\_\_\_

NP = highest number of total claims paid for, if greater than 20.

**Indep. Claims** **Extra Claims** **Fee (\$)** **Fee Paid (\$)**

- 3 or NP = \_\_\_\_\_ x \_\_\_\_\_ = \_\_\_\_\_

NP = highest number of independent claims paid for, if greater than 3.

#### **3. APPLICATION SIZE FEE**

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

**Total Sheets** **Extra Sheets** **Number of each additional 50 or fraction thereof** **Fee (\$)** **Fee Paid (\$)**

- 100 = \_\_\_\_\_ / 50 = \_\_\_\_\_ (round up to a whole number) x \_\_\_\_\_ = \_\_\_\_\_

#### **4. OTHER FEE(S)**

Non-English Specification, \$130 fee (no small entity discount)

Other (e.g., late filing surcharge): **Penalty for Extension of Time (2-month)**

**Fees Paid (\$)**

**\$450.00**

### **SUBMITTED BY**

Signature 	Registration No. <b>31,051</b> (Attorney/Agent)	Telephone <b>(312) 802-5200</b>
Name (Print/Type) <b>John S. Panagiotis</b>	Date <b>12-22-05</b>	

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